

FOLEY & LARDNER LLP
ATTORNEYS AT LAW11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130
P.O. BOX 80278
SAN DIEGO, CALIFORNIA 92138-0278
TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773
WWW.FOLEY.COM

OFFICIAL

FACSIMILE TRANSMISSION

Total # of Pages 17 (including this page)

MAY 06 2004

TO:	PHONE #:	FAX #:
Mail Stop Amendment U.S. Patent & Trademark Office		(703) 872-9306

From :	Stacy L. Taylor
Date :	May 4, 2004
Client/Matter No :	041673-2054
USPN :	10/032,952
Filing Date :	10/26/2001
Examiner :	Shen, Chin-Lin
User ID No :	3054

OFFICIAL

Transmitted herewith for filing in the above-referenced application is the following.

- 1) Amendment Transmittal (2 pages) in Duplicate;
- 2) Amendment and Reply (11 pages); and
- 3) Terminal Disclaimer (3 pages).

Thank you.

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6756.

Operator:	Time Sent:	Return Original To: Line S. Gauthier
-----------	------------	---

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Atty. Dkt. No. 041673-2054

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

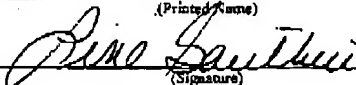
Applicant: Tuszynski, Mark H.
 Title: METHODS FOR THERAPY OF
 NEURODEGENERATIVE
 DISEASE OF THE BRAIN

Appl. No.: 10/032,952

Filing Date: 10/26/2001

Examiner: Shen, Chin-Line

Art Unit: 1633

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
Line Gauthier	
(Printed Name)	
	
(Signature)	
May 4, 2004	
(Date of Deposit)	

AMENDMENT TRANSMITTAL

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	14	-	20	=	0	x	\$18.00	=	\$0.00
Independent Claims:	1	-	3	=	0	x	\$86.00	=	\$0.00
First presentation of any Multiple Dependent Claims: + \$290.00 =									\$0.00
CLAIMS FEE TOTAL =									\$0.00

Atty. Dkt. No. 041673-2054

[X]	Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$110.00
	CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$110.00
[X]	Small Entity Fees Apply (subtract ½ of above):		\$55.00
	TOTAL FEE:		\$55.00

[X] Please charge Deposit Account No. 50-0872 in the amount of \$55.00. A duplicate copy of this transmittal is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date May 4, 2004

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6720
Facsimile: (858) 792-6773

By



Stacy L. Taylor
Attorney for Applicant
Registration No. 34,842

MAY 6 2004

Atty. Dkt. No. 041673-2054

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Applicant: Tuszynski, Mark H.
Title: METHODS FOR THERAPY OF
NEURODEGENERATIVE
DISEASE OF THE BRAIN

Appl. No.: 10/032,952

Filing Date: 10/26/2001

Examiner: Shen, Chin-Lin

Art Unit: 1633

AMENDMENT AND REPLY UNDER 37 CFR 1.116

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. <u>LINE GAUTHIER</u> (Printed Name) <u>[Signature]</u> (Signature) <u>May 4 2004</u> (Date of Deposit)
--

Sir:

This communication is responsive to the Final Office Action dated April 2, 2003,
concerning the above-referenced patent application.

Amendments to the Specification are made by submission of a substitute page, enclosed
herewith, reflecting the amendment. In this respect, the Amendment corrects the priority
reference added to the Specification in the Amendment of November 3, 2003 to refer to US
Patent No. 6,451,306 rather than 6,167,888. The amended text is reflected at page 2 of this
document.

Amendments to the Claims are reflected in the listing of claims which begins on page 2
of this document.

Remarks/Arguments begin on page 7 of this document. Please amend the application as
follows: